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Attorney Docket: 1561.6301

IN THE U.S. PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

TIBCO SOFTWARE INC.,

Opposer,

v.

TMAX SOFT CO., LTD.,

Applicant.

BOX TTAB  
NO FEE

Opposition No. 91-161333  
App. Serial No. 76/494,782  
Mark: TIBERO

**MOTION FOR EIGHT-DAY EXTENSION OF TIME TO FILE ANSWER  
AND/OR OTHERWISE PLEAD (WITH CONSENT)**

In the matter of the above-identified Opposition No. 91-161333, Applicant, through undersigned counsel, hereby requests that the time period for filing an Answer and/or to otherwise plead to the Notice of Opposition, be extended eight-days, until and through **September 8, 2004**.

Consent of counsel for Opposer, Lori M. Stockton, Esq., was given via telephone on August 26, 2004. This extension is required as the parties anticipate finalizing settlement of this matter within the brief extension period requested herein. Applicant asserts that the foregoing represents good cause within the meaning of Fed. R. Civ. P. 6(b) and TBMP § 509.01(a).

If for any reason the Board will not expeditiously approve this Motion for Eight-Day Extension of Time to File Answer and/or Otherwise Plead (With Consent), it is respectfully requested that the undersigned counsel for Applicant be contacted via telephone in accordance



08-30-2004

U.S. Patent & TMO/TM Mail Rpt Dt. #22

with the Board's project for telephone disposition of interlocutory matters.

Respectfully submitted,

TMAX SOFT CO., LTD.,

Dated: August 30, 2004

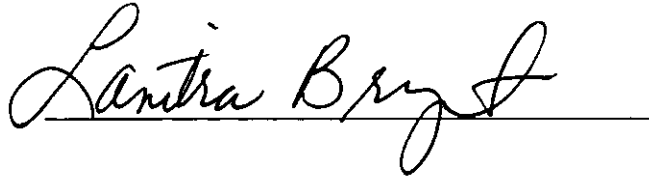
By: 

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 30<sup>th</sup> day of August, 2004, a true and correct copy of the foregoing MOTION FOR EIGHT-DAY EXTENSION OF TIME TO FILE ANSWER AND/OR OTHERWISE PLEAD (WITH CONSENT) was served on Opposer by sending the same via first class mail, postage prepaid, in an envelope addressed as follows:

Lori M. Stockton, Esq.  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
12400 Wilshire Boulevard  
Seventh Floor  
Los Angeles, CA 90025

A handwritten signature in cursive script, appearing to read "Lantia Bryant", is written over a horizontal line.